



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Communications (January 25 through February 8, 1994)

MEETING DATE: February 16, 1994

PREPARED BY: Kirk J. Evans, Administrative Assistant to the City Manager

RECOMMENDED ACTION:

AGENDA ITEM

I 1a, b, c, d

RECOMMENDATION

That the City Council by motion action deny the following verified claims filed against the City of Lodi and refer them back to the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA).

- a) Billy Cannon, date of loss, 11/19/93
- b) Ernesto Oregel, date of loss, 09/1/93
- c) Frank Riedell, date of loss, 07/05/93
- d) Blanche McLeish, date of loss, 09/20/93

BACKGROUND INFORMATION:

Following review of these verified claims filed against the City of Lodi, the City Attorney and the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA) recommend that the City Council deny the subject claims and refer them back to ICA.

Additional information regarding these claims are contained in a Confidential envelope addressed to each Council Member.

FUNDING: None required.

Respectfully submitted,

Kirk J. Evans
Administrative Assistant to the City Manager

KJE:tp

COUNCOM8/TXTA.TLP/GL
APPROVED

THOMAS A. PETERSON
City Manager



recycled paper

CITY COUNCIL

JACK A. SIEGLOCK, Mayor
STEPHEN J. MANN
Mayor Pro Tempore
RAY G. DAVENPORT
PHILLIP A. PENNINO
JOHN R. (Randy) SNIDER

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634
FAX (209) 331-6795

THOMAS A. PETERSON
City Manager
JENNIFER M. PERRIN
City Clerk
BOB McNATT
City Attorney

Notice of Claim Rejection

February 17, 1994

Ernesto Oregel
P.O. Box 2275
Lodi, CA 95241

RE: Claim against the City of Lodi
Date of Loss : 09/01/93
Lodi Claim No.: 94-03

Dear Mr. Oregel:

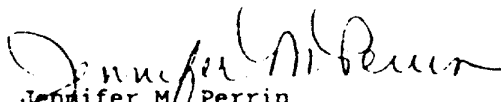
Notice is hereby given that the claim which you presented to the City on January 18, 1994 is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. This notice does not apply to any claim you may have under federal law, and your time for filing an action on any federal law claim may be less than six months. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to Sections 128.5 and 1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Jennifer M. Perrin
City Clerk

JMP/tp

REJECT/TXTA.TLP/GL

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Notice of Claim Rejection

February 17, 1994

Billy Cannon
136 South Avena
Lodi, CA 95240

RE: Claim against the City of Lodi
Date of Loss : 11/19/93
Lodi Claim No.: 94-04

Dear Mr. Cannon:

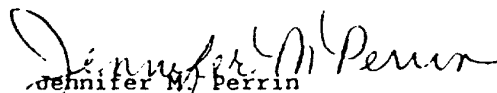
Notice is hereby given that the claim which you presented to the City on January 19, 1994 is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. This notice does not apply to any claim you may have under federal law, and your time for filing an action on any federal law claim may be less than six months. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Jennifer M. Perrin
City Clerk

JMP/tp

cc: Insurance Consulting Associates

REJECT/TXTA.TLP/GL

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Notice of Claim Rejection

February 17, 1994

Charles M. Louderback, Esq.
Steven J. Skikos, Esq.
ROPERS, MAJESKI, KOHN, BENTLEY, et al
670 Howard Street
San Francisco, CA 94105

RE: Riedell/Johnson, et al. vs. City of Lodi
Date of Loss : 07/05/93
Lodi Claim No.: 93-79

Dear Mr. Louderback and Mr. Skikos:

Notice is hereby given that the claim which you presented to the City on December 30, 1993 is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. This notice does not apply to any claim you may have under federal law, and your time for filing an action on any federal law claim may be less than six months. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Jennifer M. Perrin
City Clerk

JMP/tp

cc: Insurance Consulting Associates

REJECT/TXTA.TLP/GL

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BOB McNATT
City Attorney

Notice of Claim Rejection

February 17, 1994

Blanche McLeish
P.O. Box 821
Galt, CA 95632

RE: Claim against the City of Lodi
Date of Loss : 09/20/93
Lodi Claim No.: 94-06

Dear Ms. McLeish:

Notice is hereby given that the claim which you presented to the City on February 9, 1994 is rejected as of the date of this letter.

WARNING

Subject to certain exceptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code Section 945.6. This notice does not apply to any claim you may have under federal law, and your time for filing an action on any federal law claim may be less than six months. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to Sections 128.5 and 1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Jennifer M. Perrin
City Clerk

JMP/tp

REJECT/TXTA.TLP/GL